

DETENTION ORDER - Page 2

(c) Other Factors:

- _____ The defendant is an illegal alien and is subject to deportation.
- _____ The defendant is a legal alien and will be subject to deportation if convicted.
- _____ The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal.
- _____ Other: _____

- X (4) The nature and seriousness of the danger posed by the defendant's release are as follows: the nature of the charges in the Indictment and the defendant's extensive criminal history:

PRIOR RECORD: The records of NCIC/NCIS, and the Nebraska Department of Motor Vehicles were accessed to compile the following criminal record of Joseph Germain Keyes, dob: 10/13/1979:

<u>Date of Offense</u>	<u>Location</u>	<u>Charge</u>	<u>Disposition</u>
10/21/93	Omaha, NE	Burglary (Felony)	07/18/94: Found
10/21/93	Omaha, NE	Receive Stolen Property	07/18/94: Found
01/24/95	Omaha, NE	Robbery (Felony)	04/18/95: Found
09/30/95	Omaha, NE	Missing Juvenile	10/03/95: Cancelled
10/12/95	Omaha, NE	Unlawful Absence (Warrant)	10/17/95: Located
10/13/95	Omaha, NE	1) Possession of Marijuana <1oz. 2) Failure to Appear (11/24/95)	03/06/96: 1) \$100 fine 2) Dism/Pros
01/22/97	Omaha, NE	Receive Stolen Property (Felony)	07/30/97: 78 days jail
08/16/97	Omaha, NE	Possession of Crack Cocaine (Felony)	12/08/97: Found
09/08/97	Omaha, NE	Unlawful Absence (Warrant)	03/06/96: Cancelled

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10/13/97	Omaha, NE	1) Obstruct Administration of Law 2) Possession of Marijuana <1oz	10/14/97: 1) 1 day jail 2) \$100 fine
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*A bench warrant was issued on 12/04/97, which was returned on 04/06/98.

12/10/97	Omaha, NE	Unlawful Absence (Warrant)	04/06/98: Located
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04/03/98	Omaha, NE	1) False Information 2) Possession of Marijuana <1oz 3) Littering 4) Failure to Use Turn Signal 5) No Valid Operator's License	05/01/98: 1) 10 days jail 2) \$100 fine 3) 10 days jail 4) \$50 fine 5) 10 days jail
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06/20/98	Omaha, NE	1) Possession of Marijuana <1oz 2) Failure to Appear (07/30/98)	07/31/98: 1) \$100 fine 2) \$50 fine
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*A bench warrant was issued on 07/29/98, for failure to appear, which was cancelled on 7/31/98. A second bench warrant was issued on 08/05/98, which was returned on 09/24/98.

09/24/98	Omaha, NE	1) Shoplifting 2) Failure to Appear (10/30/98)	10/30/98: 1) \$300 fine 2) \$100 fine
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*An arrest warrant was issued on 10/28/98, for failure to appear, which was cancelled on 10/30/98. A second warrant was issued on 11/03/98, which was returned on 12/14/98. A third bench warrant was issued on 02/18/99, for failure to pay fine, which was returned on 03/08/99.

12/12/98	Omaha, NE	1) False Information 2) Possession of Marijuana <1oz 3) No Head/Tail Lights	01/12/99: 1) \$50 fine 2) \$100 fine 3) \$25 fine
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*A bench warrant was issued on 02/01/99, for failure to pay fine, which was returned on 03/08/99.

03/05/99	Omaha, NE	False Information	04/07/99: 3 days jail
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04/04/99	Omaha, NE	Assault - 3 rd Degree	04/28/99: 12 months probation; \$75 fine. 08/05/99: Unsatisfactory release from probation.
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*An arrest warrant was issued on 03/30/99, for 3rd degree Assault, which was returned on 04/05/99.

04/04/99	Omaha, NE	Possession of Marijuana <1oz	04/28/99: \$100 fine
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04/04/99	Omaha, NE	1) Assault & Battery 2) Disturbing the Peace (DV)	04/28/99: 1) Dism/Pros 04/05/99: 2) Not Sub Pros
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05/04/99	Omaha, NE	1) Possess Firearm by Felon (Felony) 2) Carrying a Concealed Weapon 3) Possess Stolen Firearm	06/23/99: 1) 1 year jail 05/05/99: 2) Declined 3) Declined
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01/22/00	Omaha, NE	1) False Information 2) Operator License - Carry 3) No Head/Tail Lights 4) Failure to Appear (02/26/00)	03/31/00: 1) \$25 fine 2) \$25 fine 3) \$25 fine 4) \$25 fine
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*A bench warrant was issued on 02/25/00, for failure to appear, which was returned on 03/09/00.

02/22/00	Omaha, NE	Driving During Suspension	03/27/00: 1) 90 days probation; \$100 fine.
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*A warrant was issued on 04/27/00, for failure to pay fine, which was returned on 05/25/00.

03/11/00	Omaha, NE	1) Driving During Suspension 2) Failure to Appear (04/18/00)	05/26/00: 1) 1 day jail; 1 year probation. 2) 1 year probation 09/28/00: Unsatisfactory release from probation; sentenced to 30 days jail.
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*A bench warrant was issued on 04/17/00, for failure to appear, which was returned on 05/25/00. A second bench warrant was issued on 08/03/00, for failure to pay fine, which was returned on 08/09/00.

03/21/00	Omaha, NE	1) Driving During Suspension 2) Failure to Appear (04/26/00)	05/26/00: 1) 1 day jail; 1 year probation. 2) 1 year probation 09/28/00: Unsatisfactory release from probation; Sentenced to 30 days jail.
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*A bench warrant was issued on 04/25/00, for failure to appear, which was returned on 05/25/00. A second bench warrant was issued on 08/03/00, for failure to pay fine, which was returned on 08/09/00.

04/13/00	Omaha, NE	1) Driving During Suspension 2) Obstruct Traffic 3) Failure to Appear (05/20/00)	05/26/00: 1) 1 day jail; 1 year probation. 2) Dism/Court 3) 1 year probation 09/28/00: Unsatisfactory release from probation; sentenced to 30 days jail.
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*A bench warrant was issued on 05/19/00, for failure to appear, which was returned on 05/25/00. A second bench warrant was issued on 08/03/00, for failure to pay fine, which was returned on 08/09/00.

05/05/00	Omaha, NE	1) Possession of Marijuana <1oz 2) Driving During Suspension	06/02/00: 1) \$100 fine 2) \$100 fine; 1 year license suspension.
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*A bench warrant was issued on 07/03/00, for failure to pay fine, which was returned on 08/09/00.

06/02/00	Omaha, NE	1) Possession of a Controlled Substance (Felony) 2) Possession of Marijuana <1oz	04/22/02: 1) 1 year jail 06/19/00: 2) Declined
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08/08/00	Omaha, NE	1) Obstruct Administration of Law 2) Disorderly Conduct 3) False Information	08/09/00: 1) 3 days jail 2) 3 days jail 3) 3 days jail
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11/30/00	Omaha, NE	1) Careless Driving 2) Driving During Suspension 3) Possession of Marijuana <1oz 4) Failure to Appear (01/06/01)	01/16/01: 1) Dism/Court 2) 10 days jail; license suspension 3) \$100 fine 4) Dism/Court
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*A bench warrant was issued on 01/08/01, for failure to appear, which was returned on 01/16/01.

12/20/00	Omaha, NE	1) Driving During Suspension 2) No Head/Tail Lights 3) Failure to Appear (01/23/01)	01/24/01: 1) 15 days jail; license suspension. 2) 15 days jail 3) 15 days jail
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*A bench warrant was issued on 01/22/01, for failure to appear, which was returned on 01/24/01.

01/15/01	Omaha, NE	Theft - Receive Stolen Property over \$1500 (Felony)	04/22/02: 20 months jail
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04/18/01	Omaha, NE	1) Driving During Suspension 2) Defective Vehicle Muffler 3) No Proof of Ownership	05/23/01: 1) 18 months probation; \$200 fine 2) Dism/Court 3) Dism/Court 02/28/02: Order - Show Cause hearing; sentenced to 30 days jail. 04/03/02: Satisfactory release from probation.
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*A bench warrant was issued on 09/24/01, which was returned on 10/12/01.

07/06/01	Omaha, NE	1) Driving During Suspension 2) Possession of Marijuana <1oz 3) Violate Stop/Yield Sign 4) Failure to Appear (10/04/01)	10/15/01: 1) \$150 fine; 1 year license suspension. 2) \$100 fine 3) \$50 fine 4) \$50 fine
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*A bench warrant was issued on 10/05/01, for failure to appear, which was returned on 10/12/01.

07/08/01	Omaha, NE	1) Driving During Suspension 2) Noise Control 3) No Proof of Insurance 4) Failure to Appear (10/09/01)	10/15/01: 1) \$200 fine; 1 year license suspension. 2) \$25 fine 3) \$50 fine 4) \$50 fine
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*A bench warrant was issued on 10/10/01, for failure to appear, which was returned on 10/12/01.

07/18/01	Omaha, NE	1) Possession of Marijuana <1oz 2) Failure to Appear (08/21/01)	10/15/01: 1) \$100 fine 2) \$100 fine
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*A bench warrant was issued on 08/20/01, for failure to appear, which was returned on 10/12/01.

10/09/01	Omaha, NE	Locate Arson (Warrant)	10/18/01: Warrant cancelled.
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10/12/01	Omaha, NE	Assault - 3 rd Degree	10/15/01: 30 days jail
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*An arrest warrant was issued on 08/28/01, for 3rd degree Assault, which was returned on 10/12/01.

01/11/02	Omaha, NE	Driving During Revocation	06/20/02: 30 days jail; 1 year license revocation
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01/25/04	Omaha, NE	Possession with Intent to Distribute Marijuana (Felony)	01/26/04: Declined
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05/09/04	Omaha, NE	Driving During Suspension	06/14/04: \$150 fine
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*A bench warrant was issued on 11/16/04, for failure to pay fine, which was returned on 11/27/04.
A second bench warrant was issued on 12/10/04, which was returned on 01/16/05.

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01/16/05	Omaha, NE	1) Driving Under the Influence 2) Driving During Suspension 3) Drive Left of Center 4) Liquor - Open Container	01/18/05: 1) 12 months probation; 16 hours community service; \$400 fine. 2) Dism/Court 3) Dism/Court 4) Dism/Court 01/12/06: Unsatisfactory release from probation; sentenced to 14 days jail.
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03/27/05	Omaha, NE	1) Disobey Stop Lights 2) Driving During Suspension 3) Failure to Appear (05/04/05)	08/15/05: 1) Dism/Court 2) 1 months probation; \$125 fine. 3) Dism/Court
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*A bench warrant was issued on 05/03/05, for failure to appear, which was cancelled on 05/05/05.

04/17/06	Omaha, NE	1) Driving During Suspension 2) Failure to Use Turn Signal	05/23/06: 1) \$50 fine 2) Dism/Court
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*A warrant was issued on 06/12/06, for failure to pay fine, which was returned on 06/15/06.

06/02/06	Omaha, NE	1) Careless Driving 2) Possession of Marijuana <1oz 3) Failure to Appear (07/14/06)	07/17/06: 1) \$25 fine 2) \$100 fine 3) \$25 fine
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*A bench warrant was issued on 07/17/06, which was cancelled on 07/17/06.

06/15/06	Omaha, NE	1) Possession of Marijuana <1oz 2) Operator's License - Carry 3) Defective Vehicle Muffler	07/19/06: 1) \$100 fine 2) Dism/Court 3) \$50 fine
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*A bench warrant was issued on 08/25/06, which was cancelled on 09/06/06. A second bench warrant was issued on 10/10/06, which was returned on 10/17/06.

08/18/06	Omaha, NE	1) Driving During Revocation 2) Excess Window Tinting 3) Possession of Marijuana <1oz 4) Failure to Appear (09/22/06)	12/27/06: 1) 4 months jail; 1 year license revocation. 2) Dism/Court 3) Dism/Court 4) 3 months jail
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*A bench warrant was issued on 09/22/06, for failure to appear, which was cancelled on 09/28/06. A second bench warrant was issued on 12/14/06, which was returned on 12/26/06.

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09/06/06	Omaha, NE	Driving During Revocation	01/08/07: 90 days jail; 1 year license revocation.
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*A bench warrant was issued on 11/30/06, which was cancelled on 12/06/06.

09/08/06	Omaha, NE	1) Possession of Marijuana <1oz 2) Improper Display Plates 3) Driving During Revocation 4) Failure to Appear (12/01/06)	01/10/07: 1) Dism/Court 2) Dism/Court 3) 90 days jail; 1 year license revocation 4) Dism/Court
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*A bench warrant was issued on 12/04/06, for failure to appear, which was cancelled on 12/06/06.

09/19/06	Omaha, NE	1) Driving During Revocation 2) Possession of Marijuana <1oz 3) Failure to Appear (11/29/06)	01/03/07: 1) 90 days jail; 1 year license revocation. 2) Dism/Court 3) Dism/Court
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*A bench warrant was issued on 11/29/06, for failure to appear, which was cancelled on 12/06/06.

09/24/06	Omaha, NE	1) Driving During Revocation 2) Possession of Marijuana <1oz 3) No Proof of Insurance 4) Failure to Appear	01/03/07: 1) 90 days jail 2) Dism/Court 3) Dism/Court 4) Dism/Court
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*A bench warrant was issued on 11/29/06, which was cancelled on 12/06/06.

10/09/06	Omaha, NE	1) Possession of Marijuana <1oz 2) Failure to Appear (11/15/06)	01/03/07: 1) \$100 fine 2) Dism/Court
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*A bench warrant was issued on 11/15/06, which was cancelled on 12/06/06.

10/17/06	Omaha, NE	1) Driving During Revocation 2) Unlawful Display Plates 3) Failure to Appear (11/20/06)	01/10/07: 1) 90 days jail; 1 year license revocation. 2) Dism/Court 3) Dism/Court
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*A bench warrant was issued on 11/20/06, which was cancelled on 12/06/06.

10/24/06	Omaha, NE	1) Driving During Revocation 2) Failure to Appear (11/28/06)	01/08/07: 1) 90 days jail; 1 year license revocation. 2) Dism/Court
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*A bench warrant was issued on 11/28/06, for failure to appear, which was cancelled on 12/06/06.

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12/11/06	Omaha, NE	1) Driving Under the Influence 2) Driving During Suspension 3) Possession of Marijuana <1oz	02/14/07: 1) 7 days jail; \$400 fine; 6 month license revocation. 2) Dism/Court 3) Dism/Court
08/11/07	Omaha, NE	Driving During Suspension	08/11/07: Not Subject to Prosecution
10/10/07	Omaha, NE	1) Possess Firearm by Felon (Felony) 2) Carrying a Concealed Weapon 3) Driving During Suspension 4) Liquor - Open Container 5) Possession of Marijuana <1oz	10/22/07: 1) Bound over to District Court. **Instant Offense** 10/10/07: 2) Declined 3) Declined 4) Declined 5) Declined

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

1. The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: December 6, 2007.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge